



DONALD L. WOLFE, Director

# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

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IN REPLY PLEASE

REFER TO FILE: **C-1**

April 20, 2006

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**RESCIND AND REAWARD  
PROJECT ID NO. FCC0000927  
16TH STREET DRAIN  
SUPERVISORIAL DISTRICT 5  
3 VOTES**

### **IT IS RECOMMENDED THAT YOUR BOARD:**

1. Rescind the award of 16th Street Drain, Project ID No. FCC0000927, in the City of Santa Clarita (5), in the amount of \$483,440.00 to Van Elk, Ltd., 3312 Floyd Terrace, Los Angeles, California 90068.
2. Instruct the Director of Public Works to notify the contractor of the Board action taken.
3. Award the contract to the second low bidder, Mike Bubalo Construction Co., Inc., in the amount of \$491,840.00.
4. Instruct the Director of Public Works, or his designee, to prepare the contract in the form previously approved by County Counsel, execute the contract, and establish the effective date of the contract.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

On January 10, 2006, your Board awarded a contract for the construction of a storm drain to Van Elk, Ltd., in the amount of \$483,440.00. On January 11, 2006, contract documents were sent to the contractor with instructions to execute the contract and return it along with insurance policies and certificates required by the specifications.

We received a letter from Van Elk, Ltd., indicating that they would not be able to complete the project. Therefore, we recommend rescinding the award.

The enclosure includes the project description, the call for bids and bid opening date, a tabulation of the bids, and financial information. It is recommended that the contract be awarded to the second low bidder, Mike Bubalo Construction Co., Inc., in the amount of \$491,840.00.

### **Implementation of Strategic Plan Goals**

These actions are consistent with the County Strategic Plan Goal of Service Excellence since it will provide for contracting with a responsible contractor to complete the work of the contract.

### **FISCAL IMPACT/FINANCING**

This project is included in the Fiscal Year 2005-06 Flood Control District Budget.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The plans and specifications include contractual provisions, methods, and material requirements necessary for this project. The contract agreement will be in the form previously approved by County Counsel. Awarding to the second low bidder upon failure of the low bidder to properly execute the contract is provided for in the Public Contract Code.

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**ENVIRONMENTAL DOCUMENTATION**

There will be no significant impact due to these actions.

**CONTRACTING PROCESS**

The *Instructions to Bidders* provides for the annulment of the award and the forfeiture of the proposal guaranty upon failure of the awardee to properly execute the contract.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

There will be no significant impact due to these changes.

**CONCLUSION**

Please return one adopted copy of this letter to Public Works.

Respectfully submitted,

DONALD L. WOLFE  
Director of Public Works

WAR:en  
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Enc.

cc: Chief Administrative Office  
County Counsel  
Office of Affirmative Action Compliance

AWARD OF CONTRACT  
April 20, 2006

PROJECT ID NO. FCC0000927, 16TH STREET DRAIN (City of Santa Clarita),  
Supervisory District 5

TYPE OF WORK: Construction of a reinforced concrete pipe storm drain, drainage  
structures, and other appurtenant work.

CALL FOR BIDS DATE: November 1, 2005 (Synopsis 33)

BID OPENING DATE: December 1, 2005

BID SUMMARY:

Low	Van Elk, Ltd.	\$483,440.00
2	Mike Bubalo Construction Co., Inc. 5102 Gayhurst Avenue Baldwin Park, California 91706 (626) 960-7787	\$491,840.00
3	Garcia Juarez Construction, Inc.	\$531,290.00
4	*Dominguez General Engineering Contractor	\$575,010.00
5	DLSB, Inc.	\$638,880.00
6	Excel Paving Company	\$667,080.00
7	+Buso Constructors, Inc.	\$698,885.00
8	Nicholas Construction, Inc.	\$738,289.00

\*MWBE  
+LSBE

On January 10, 2006, your Board awarded a contract in the amount of \$483,440.00 for this work to Van Elk, Ltd. However, failure to submit contract documents requires that this award be rescinded.

**FINANCIAL INFORMATION:**

Amount of estimate	\$491,048.00
Amount of recommended contract	\$491,840.00
Amount of recommended contract above estimate	\$ 792.00

The amount of the recommended contract is 0.2 percent above the estimate.

Sufficient funds for this project are available to the Flood Control District for Fiscal Year 2005-06.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

Mike Bubalo Construction Co., Inc., has no MWBE subcontractors/suppliers under this contract. This contract does not have a Federal or State DBE goal.

ENVIRONMENTAL IMPACT:

On May 10, 2005, Synopsis No. 71, your Board approved a Negative Declaration for this project.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 50 working days. It is estimated that the work will start in July and be completed in September 2006.

WAR:en

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